Previous references.

bts 192 of 06 Sh 142
B: March 07.
bts 128 of 07 Sh 1-6
B. Sept 07

1907.

(Courts)

File No. 122 of 07

Serial Nos. 142

Later references.

Sh 111-08. Sh 142 B. Nov 08
Ch 17-09-1 to 3
Ch 175-08-1 to 3.
Ch 170-10
Ch 119-12-1-2
Ch 166-12 1-4

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 142

Part B. for NOV. 07

SUBJECT.

Allowance to Mr B. Basavaradhya for being in charge of the current duties of the Registrar, Chief Court.

Table of contents.

1 From The Registrar, Chief Court No 2781/152 of 9.10.07

Recommends for reasons stated, that Mr B. Basavaradhya be given an allowance of Rs 40, while last in charge of the duties of the Registrar, Chief Court.

2 To The Registrar, Chief Court No 3225-6 of 4.1.08

Sanctions as a special case, a charge allowance of Rs 40 per mensem for the period during which Mr Basavaradhya was in charge of the current duties of the Registrar.

G. R. S. 11] 1907.

GENERAL AND REVENUE SECRETARIAT

(Courts)

NOTES.

File No. 122-07

FILE HEADING.

Allowance to Mr. B. Basavaradhya for being in charge of the current duties of the Registrar of the Chief Court.

From

The Registrar, Chief Court of Mysore.

No. 2797/152 Dated 9.10.07 Received 12.10.07

Diary No. J1019	Enclos. -	Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that when Mr. Basavaradhya is put in charge of the duties of the Registrar, he has to do twice the quantity of the work and yet the rules do not give him any allowance for the additional work, and recommends that the Dy. Registrar be given an allowance of Rs 40/a month in the consideration that the minimum pay of the Registrar is Rs 400/-

NOTES AND ORDERS.

1 Allowance to Mr Basavaradhya for being in charge of the current duties of the Registrar was denied as the Comptroller was of opinion that under the new Civil Service rules the pay of minimum pay of the Registra

NOTES—First sheet.

MGCPB—30,000—17-2-05.

Serial No.

was only Rs 250 and that as such Mr Basavarodiya who was already getting Rs 250 was not entitled to any charge allowance under the H. S. Rs (vide art 98). It is now urged that for the purposes of charge allowance the minimum pay of the Registrar may be considered to be Rs 400 and not 250, so as to allow him to draw allowance when in charge of Registrar's duties.

2 If it is decided to give charge allowance to the Deputy Registrar it seems to be simpler to record a declaration under art 103 that in such case a higher salary than usually admissible may be passed. Branch II may be consulted.

Subd for orders

Rev SH 25.10.07

3 It seems simpler to record a declaration as suggested above instead of modifying the Civil Service Rules.

Sta WR 28/10

4 Forwarded to Br II for favour of opinion -

27.10.07. Illegible

Subd Illegible 5-11 WR

5 It is doubtful whether the declaration referred to in art

NOTE—Contn sheet.

G. R. S. 12]
General and Revenue Secretariat.

Legs File No. 122 of 1907

Serial No.

103 may be made applicable to the case under consideration. Article 104 and the illustrations thereunder do not seem to allow of such a declaration being made. If the old order that the post of the Registrar ~~[illegible]~~ is ranked with that of a Sub Judge is still in force, there seems the no financial difficulty in laying down that for purposes of charge and of allowances the minimum pay of a Registrar is Rs 400, as recommended by the Chief Court.

18
2.11.7

Recd back put up for sig. 18

Sig) 18
12.11.7

Recd 13/11

Subd 14/11/07

The old order that the Registrar ranks with the Sub Judge does not seem to have any force now. All such orders are merged in the new Civil Service Rules according to which the Registrar ranks only as an Asst Comr but not of any particular class. In the case of a Munsiff appointed as an Asst Comr with a view to be posted as Sub Judge, it is distinctly laid down that he shall be appointed

NOTE—Contn. sheet

G.R.S. 12]

General and Revenue Secretariat.

CS File No. 122 of 1907.

Serial No.

an Apt. Coms. of the 2nd class. The Chief Court suggests that the minimum pay of the Registrar may be considered to be Rs 400 for purposes of charge and acting allowances. In other words, it would have it declared that the rank of the Registrar is that of an Apt. Coms, 2nd class. The result would be that no one whose rank is lower than that of an Apt. Coms., 2nd class, could be appointed as Registrar -

Secy) 15.11.07 JWW

& Why not sanction a charge all^ce of 40 Rs p.m. under art 97 M&R. Consult Br II

CBS
8/11

Q Articles 97, 98 and 103 have to be read together - Br II has already been consulted - It is of opinion that having regard to art 104 and the illustrations thereunder, no allowance can be granted under art 97.

Secy) 19.11.07 JWW

Note—Contn. sheet

GPB—40,000—12-5-06

JWW 21.11.07 Please put up the file re charge a/c of Principals of Colleges & Headmasters

CBS

G.R.S. 12]

General and Revenue Secretariat.

Cs File No. 122 of 1907

Serial No.

To Branch Ir.

11 Kindly put up the file referred to by the Secretary

SW 23/11/07 D. 9 59 22/11

12 The file has been sent to the 1st Councillor by the Retrenchment Committee Secy (Vide Slip attached). A printed copy of the G.O. is put up.

original file is put up

23/11/07

13 Submitted to the Secy.

Subd 25.11.07 DEWS

SW 23-11-07

~~No doubt the Regr's place is~~

~~responsible does~~

14 No doubt the Dy Regr had to do more work & bear more responsibility when he was in charge of the Regr's duties in addn to his own. There is no financial objection to regard the Regr's place as that of an asstt Commr 2nd class (Rs 400) for purpose of charge allces &c

Dewan through 1st. CSB 29/11 DEWS 29.11

5078 30-11-07

15

In my opinion it is inexpedient to create such fictions merely for the sake of satisfying the letter of a rule. Under the circumstances noted in Col 14 para 97, an allce of Rs 250 may be sanctioned

30 Nov 07

NOTE—Contn. sheet

GTB—40,000—12-5-06

Serial No.

16 Submitted to the Dewan
2.12.07 Mill

7136/3/12/07 17 As allowance of Rs 40 may be sanctioned
11/12/07

18 Issue orders accdy
HB

19 Put up draft, please 14/12
14.12. Mill

20 Submitted with a draft order for approval.
HCB 18/12/07.

18.12.07 21 This may be sent to Br II per issue.
19.12.07 Mill

Fl mis 417
Sta 20/12

22 The draft is sent to Asst Sec's Br appl
DRB 21-12-07.
DRB

23 Issue
HB 21.12.7

B Rec 6/1/08

2 To The Registrar, Chief Court of Mysore
& Comptroller to Govt.
No J 3225-68 4.1.08.

Sanctions as a special case a charge allowance of Rs 40 per mensem for the

NOTE—Contn sheet.

GPB—50 000—17-3-07

Serial No.

period during which Mr. Basavaradhya was in charge of the current duties of the Registrar.

24 Issued and submitted to First Councillor for information.

Hon 10/1/08

25 Secy to Govt 13/1/08

Rec 13/1/08

GPB—50 000—17-3-07

J 1019

Bangalore

9th.October 1907.

Cb 122-07-1.

From

V.A.Rajaratna Mudaliar Esq.,

Registrar,

Chief Court of Mysore.

To,

C.S.Balasundaram Iyer Esq.,

Offg. Secretary to the Government of Mysore,

General and Revenue Departments.

Sir,

Adverting to Government Proceedings No.2679-80 Dated Cts 192-06-2 5th.March 1907 stating that Mr.Basavaradhya, being in receipt of a pay of Rs.250 as Deputy Registrar, is not entitled, under the rules, to any allowance for the period he was in charge of the duties of the Registrar of this Court, I am directed to state that in the opinion of Chief Court the interpretation placed by Government on the provisions of the Service Regulations, though it may be strictly correct, entails a -- hardship on the Deputy Registrar. When he is placed in charge of the Registrar's duties, he has to do twice the quantity of work that he has to do as Deputy Registrar, and yet the rules do not give him any allowance for the additional --- work although this latter is of a far more responsible --- character.

I am therefore directed to recommend that, having re-- gard to the provisions of the second proviso to Rule XI of the revised Civil Service Rules of the 27th.June 1907, the minimum pay of the Registrar may be considered to be Rs.-- 400 for purposes of charge and acting allowances and that the Deputy Registrar be given, as a special case, a charge--- allowance of Rs.40 per mensem for the period he was in --- charge of the duties of the Registrar, viz., from 3rd.December 1906 to 12th. ~~July~~ January 1907.

Mr.Basavaradhya also did duty as Registrar from

2

3640 23rd July 1907 to 27th August 1907 as per Orders of Govern-
Govt.Pros.Nos. ment noted in the margin; and the Judges are of opinion ---
J.56 Cts-28-07-2 that he may be given charge allowance for that period also.
dt 26-7-07,
J544 Cts 28-07-4
dt 16-8-07,
&
J693 Cts 28-07-6 Dated 2-9-07.

M.A.

I have the honor to be,

Sir,

Your most obedient servent.

REGISTRAR.

G.R.S. 28]

Ch File No. 122-7

Serial No. 2.

*Diary No. of letter replied to*_____

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 29 1907

Date of issue_____

Signed by_____

Proceedings of the Government of His Highness the Maharaja of Mysore.

READ—

Government Proceedings No J 2679-80 — Ch 192-06-2 dated the 5th March (90), declining, for the reasons stated therein, to sanction any allowance to Mr. B. Basavaradhya

~~ORDER THEREON.—~~ No.

Deputy Registrar, Chief Court of Mysore, for the period he was in charge of the current duties of the Registrar during the absence of the latter on privilege leave from the 3rd December 1906 to the 12th January 1907

over

SUBJECT

(2) Letter No $\frac{2797}{152}$ dated the 9th October 1907 from the Registrar of the Chief Court of Mysore, stating that when the Deputy Registrar is placed in charge of the Registrar's duties, he has to do twice the quantity of work that he has to do as Dy Registrar, and bear more responsibility and that, therefore, ~~Considering the minimum pay~~ of the Registrar may be considered to be Rs 400 for purposes of Charge and acting allowances, and the Deputy Registrar ~~may be~~ given, as a special case a charge allowance of Rs 40 for the marginally noted* periods during which he was in charge of the Registrar's duties.

* 3rd December 1906 to 12th January 1907
23rd July 1907 to 27th Aug 1907

Order thereon: No H 3225-6 / Ct 122-07-2 dated 4 January 08

In the circumstances represented by the Chief Court

G.R.S—271

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

Govt. are pleased to sanction as a special case the grant of a charge allowance of Rs 40 per mensem to Mr B. Basavaradhya during the period specified ~~therein~~ recommended by the Chief Court in the letter read above

21/12/07
for Secretary

To
The Registrar, Chief Court of Mysore
& Comptroller to Govt.

Dft SW 18/12/07
Hcs 18/12/07

Typed 4/1/08